

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF ILLINOIS**

**ROBERT DALE HUBERT and
PATRICIA HUBERT,**

Case No. 15-cv-00617-SMY-DGW

Plaintiffs,

v.

A.W. CHESTERTON CO., ET AL.,

Defendants.

**PLAINTIFFS' MOTION FOR DISMISSAL AS TO
ALL REMAINING DEFENDANTS**

Plaintiffs file this Motion for Dismissal under Federal Rule of Civil Procedure 41(a)(2).

Plaintiffs request the dismissal of ALL REMAINING DEFENDANTS without prejudice.

I. Introduction

Plaintiffs brought this case in state court in Illinois. The case was removed to federal court.

On or about April 11, 2014, the court denied Plaintiffs' motion to remand.

II. Motion to Dismiss

Plaintiff moves to dismiss this suit against ALL REMAINING DEFENDANTS.

This case is not a class action and a receiver has not been appointed in this case. Plaintiff has not previously dismissed an action based on or including the same claims as those presented in this suit against ALL REMAINING DEFENDANTS.

This dismissal is without prejudice to the refiling of the same. This dismissal applies to ALL REMAINING DEFENDANTS.

III. Prayer

For these reasons, Plaintiff prays that the Motion to Dismiss be granted and that ALL REMAINING DEFENDANTS be dismissed without prejudice.

Respectfully submitted,

SHRADER & ASSOCIATES, L.L.P.

Dated: July 17, 2015

By: /s/ ALLYSON M. ROMANI

Allyson M. Romani

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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that on July 17, 2015, I electronically filed the foregoing and all referenced exhibits with the Clerk of the Court using the CM/ECF system.

/s/ ALLYSON M. ROMANI

Allyson M. Romani

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ORDER

Pursuant to the Motion for Voluntary Dismissal, IT IS HEREBY ORDERED that Plaintiffs' actions and claims against ALL REMAINING DEFENDANTS, are dismissed without prejudice, each party to bear its own costs.

DATED: _____

ENTER: _____
JUDGE